

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

ANDREA YOUNG, *et al.*,

Plaintiffs,

v.

XAVIER BECERRA, in his official
capacity as United States Secretary of
Health and Human Services; *et al.*,

Defendants.

Case No. 1:19-cv-03526 (JEB)

MOTION TO DISMISS

By and through their counsel, Plaintiffs Andrea Young, et al., file this Motion to Dismiss pursuant to Federal Rule of Civil Procedure 41(a)(2), stating as follows:

1. On November 22, 2019, Plaintiffs filed the Complaint in this case, challenging the Federal Defendants' approval of Michigan's request to extend the Healthy Michigan Plan section 1115 Medicaid waiver project. ECF No. 1. On February 20, 2020, the Court granted Intervenor's Motion to Intervene. *See* Min. Order (Feb. 20, 2020).
2. This case has been stayed since April 2, 2020, first due to the COVID-19 public health emergency and then while the parties analyzed the effect of legislation enacted by the State of Michigan on the claims in this case. *See* Min. Order (April 2, 2020); Min. Order (May 12, 2023); Min. Order (June 29, 2023); Min. Order (July 31, 2023); Min. Order (Jan. 12, 2024).
3. On January 12, 2024, the parties informed the Court that the Healthy Michigan Plan section 1115 Medicaid waiver project had expired December 31, 2023, that the only remaining issue in the case was Plaintiffs' claim for fees under the Equal Access to Justice Act (EAJA), and

that Plaintiffs and Federal Defendants were discussing settlement of that claim. ECF No. 34. The Court granted the parties' request to continue the stay until April 12, 2024. *See* Min. Order (Jan. 12, 2024).

4. On April 10, 2024, Plaintiffs and Federal Defendants agreed to settle the EAJA claim.

Therefore, no live issues remain before the Court at this time. Plaintiffs ask the Court to dismiss the case as moot.

DATED: April 12, 2024

Respectfully submitted,

/s/ Jane Perkins

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ORDER GRANTING MOTION TO DISMISS

This matter is before the Court on Plaintiffs’ Motion to Dismiss the case as moot. The motion is GRANTED.

SO ORDERED this ____ day of _____, 2024.

HON. JAMES E. BOASBERG